Norman C. Kleinberg Theodore V. H. Mayer William J. Beausoleil **HUGHES HUBBARD & REED LLP** One Battery Park Plaza New York, New York 10004-1482 (212) 837-6000

Paul F. Strain M. King Hill, III David J. Heubeck VENABLE LLP Two Hopkins Plaza, Suite 1800 Baltimore, Maryland 21201 (410) 244-7400

Attorneys for Defendant Merck & Co., Inc.

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF NEW YORK -----x IN RE: Fosamax Products Liability Litigation 1:06-md-1789 (JFK) -----X This Document Relates to: NOTICE OF APPEARANCE Marilyn Eisenstein v. Merck & Co., Inc. Case No: 1:08-cv-01895-JFK

PLEASE TAKE NOTICE that David J. Heubeck hereby enters his appearance as counsel of record in the above referenced causes of action. All inquiries, pleadings and court documents should be filed and served upon the undersigned.

Dated: April 28, 2008 New York, New York

Respectfully submitted,

By:_____/s/ David J. Heubeck

> Venable LLP Two Hopkins Plaza, Suite 1800 Baltimore, Maryland 21201 Tel: (410) 244-7400

Fax: (410) 244-7742

CERTIFICATE OF SERVICE

I hereby certify that on April 28, 2008, the foregoing NOTICE OF APPEARANCE was filed electronically and served electronically, pursuant to the Court's Case Management Order, via the Court's CM/ECF system.

Venable LLP Two Hopkins Plaza, Suite 1800 Baltimore, Maryland 21201

Tel: (410) 244-7400 Fax: (410) 244-7742